

House File 2139 - Introduced

HOUSE FILE 2139

BY TYMESON

A BILL FOR

1 An Act prohibiting setting or maintaining traps within a public
2 road right-of-way without prior permission of the adjacent
3 landowner or tenant and providing a penalty.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 481A.92, subsection 3, Code 2009, is
2 amended by striking the subsection and inserting in lieu
3 thereof the following:

4 3. A person shall not set or maintain any type of snare
5 or trap within any public road right-of-way unless the owner
6 or tenant of the land adjacent to the public right-of-way has
7 given permission.

8

EXPLANATION

9 This bill prohibits the use of any type of snare or trap
10 within any public road right-of-way unless the owner or tenant
11 of the land adjacent to the public road right-of-way has
12 given permission. Currently, a person must obtain the prior
13 permission of the occupant of a residence whose private drive
14 entry is within 200 yards of where a conibear-type trap or
15 snare will be set.

16 "Public road right-of-way" means an area of land, the right
17 to possession of which is secured or reserved by the state
18 or a governmental subdivision for roadway purposes. The
19 right-of-way for all secondary roads is 66 feet in width,
20 unless otherwise specified by the county board of supervisors
21 of the respective counties.

22 A violation of the new provision is punishable by a scheduled
23 fine of \$25.